Patent

Attorney Docket: 892,280-499

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

LAZZARINI et al.

Serial No.: Not yet assigned

Filed: Submitted herewith

For: ANTIBIOTIC 107891, ITS FACTORS

A1 AND A2, PHARMACEUTICALLY

ACCEPTABLE SALTS AND COMPOSITIONS, AND USE

THEREOF

Group Art Unit: Not yet assigned

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449. Also attached are related International Search Report and Supplemental European Search Reports (from priority application).

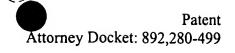
The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

CERTIFICATE OF MAILING (37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' (Label No. EV337191292US) in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

January 11, 2005

Date of Deposit IR1:1061186.1 Cynthia B. Pacheco



Information Disclosure Statement Filing Provision:

IR1:1061186.1



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PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES: A check in the amount of \$180.00 is enclosed for the above fee(s). Please charge to Deposit Account No. 50-2862 for the above fee(s). Reference AC is in a language other than the English language. A concise explanation of relevance is given below. Ref AC: Discloses an Antibiotic 5F-2240 prepared from Microbispora strain, having weak antimicrobial activity against Gram positive and negative bacteria. It is a strain newly separated from soil. Cultivation of the strain yeilds the novel antibiotic substance SF-2240. Appearance: white amorphous powder; melting point: 104W108°C; elemental analysis: C 53.13%, H 6.15%, N 16.26%, O 24.75%; molecular weight: 591; molecular formula: C26H37N7O9; solubility: soluble in water and lower alcohol, insoluble in organic solvents such as ethyl acetate, benzene, hexane, etc.; color reactions: positive to Lemieux, sulfuric acid, ninhydrin, and Greig-Liepack reagent, and negative to Sakaguchi's reagent The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to O'Melveny and Myers' Deposit Account No. 50-2862. Respectfully submitted, O'MELVENY & MYERS LLP

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January |

By:

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